



PATENT
Attorney Docket No. 08049.0831-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Edward J. KUEBERT et al.) Group Art Unit: 3628
Application No.: 09/976,039) Examiner: Fadey S. Jabr
Filed: October 15, 2001) Confirmation No.: 1583
For: FLEXIBLE MAIL DELIVERY)
SYSTEM AND METHOD)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DECLARATION OF SCOTT R. BOMBAUGH UNDER 37 C.F.R. § 1.131

I, Scott R. Bombaugh, state that I am one of the named Applicants of the above-identified application and am one of the co-inventors of the subject matter described and claimed therein. Prior to September 28, 2000, Edward J. Kuebert, William J. Dowling and I had completed in this country the invention as described and claimed in the above-identified application as evidenced by the following:

1. Prior to September 28, 2000, we conceived the invention of this patent application. This is evidenced by at least the laboratory pages from the notebook of Edward J. Kuebert, dated prior to September 28, 2000, attached as Exhibit A.
2. Prior to September 28, 2000, we described the invention to the in-house patent counsel at our employer, United States Postal Service ("USPS").

On a date prior to September 28, 2000, Ms. Linda Paine-Powell, who was

an USPS in-house counsel, requested that attorneys at Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. ("FHFGD"), prepare this patent application. The e-mail from Ms. Linda Paine-Powell dated prior to September 28, 2000, is provided as Exhibit B.

3. On or before September 1, 2000, we met with attorneys from FHFGD including William J. Brogan, Esq., to discuss details of the patent application. The meeting transcript and the provisional application cover sheet created for this application are shown in two screen shots of Mr. Brogan's network directories attached in Exhibit C. As shown in Exhibit C, the transcript and the provisional application cover sheet documents both bear a date of September 1, 2000.
4. For the period of September 27, 2000 through October 13, 2000, the attorneys prepared the patent application. The billing records of William J. Brogan, Esq. for the period of September 27, 2000 through October 13, 2000 are provided in Exhibit D.
5. The provisional U.S. Application No. 60/239,926, entitled "Flexible Parcel Delivery System and Method" was filed on October 13, 2000. The filing receipt is provided in Exhibit E.
6. This patent application claims the priority of U.S. Application No. 60/239,926.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that the statements were made with the knowledge that willful false statements

and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

Respectfully submitted,

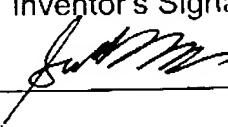
Full Name of Second Inventor Scott R. Bombaugh	Inventor's Signature 	Date 2/21/2008
---	---	-------------------

Exhibit A

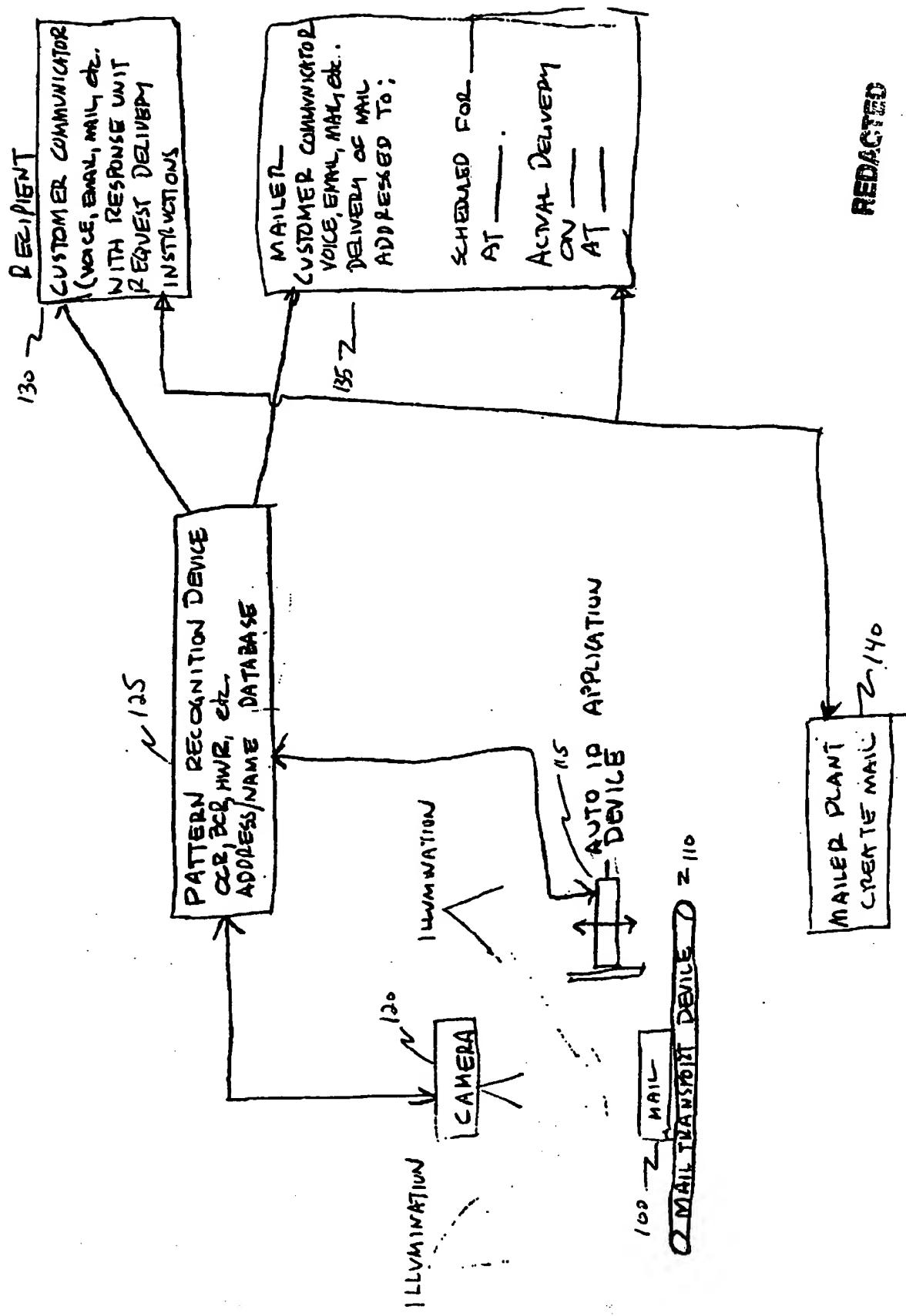
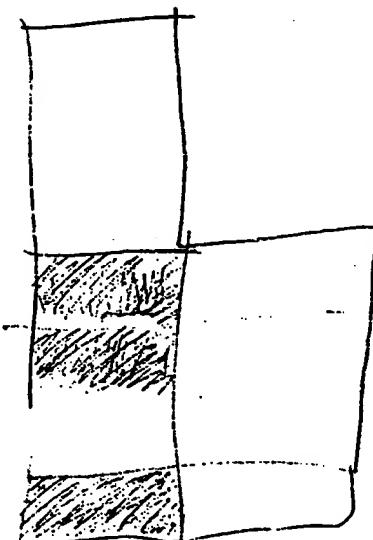


Fig. 1

PROCESS.

1. CAPTURE MAIL IMAGE OR CUSTOMER SUPPLIED DATA
2. DETERMINE DELIVERY POINT
3. APPLY AUTOMATIC IDENTIFICATION DEVICE
4. NOTIFY RECIPIENT, VIA DELIVERY POINT WITH NAME VERIFICATION) THAT WE HAVE MAIL FOR THEM AND ASK WHEN AND HOW THEY WANT IT DELIVERED; ~~10A.M.~~ AT ~~HOME~~ LOCATED AT ~~BETWEEN~~ X AND Y TIME, AT OFFICE LOCATED AT ~~7~~ - BETWEEN X AND Y TIME, TO PERSON (NAME) LOCATED AT ~~BETWEEN~~ X AND Y TIME TO ADDRESS LOCATED AT ~~ON~~.
5. DELIVER ACCORDING TO ABOVE INSTRUCTIONS
6. NOTIFY MAILER OF RECIPIENT INSTRUCTIONS
7. NOTIFY MAILER OF ACTUAL DELIVERY
8. IF UNDELIVERABLE NOTIFY MAILER & REQUEST DISPOSITION - RETURN, AUCTION OF AND REMIT PROCEEDS TO ~~_____~~, DESTROY, DONATE TO ~~_____~~. NOTIFY MAILER WHEN THEIR INSTRUCTIONS ARE COMPLIED WITH.

Delivery
Confirmation



Please make these
steps into a
flow chart, ↑

FIG. 2

REDACTED

Exhibit B

From: LINDA PAINE-POWELL <LPAINEP@email.usps.gov>
To: "erika.arner" <erika.arner@finnegan.com>
Date: :23PM
Subject: Invention by Dowling, Kuebert, etc.

I would like to attend the first meeting.

You probably have already received Ed's email re: . For scheduling, please respond to that email.

This can be included in teh invention sweep.

I am still waiting for VP Dowling to send me a list of Merrifield engineers to contact—if we don't hear from him soon, like by Monday, we should go ahead and contact Larry Elyea and J.Weller. Can you make a note to check with me on this next Monday or so?

CONFIDENTIAL

Reply Separator

Subject: Re: Invention by Dowling, Kuebert, etc.
Author: erika.arner@finnegan.com at INTERNET
Date: 11/13/97 11:11:11 AM

Dear Linda,

Thank you for the information on the USPS "System for Capturing and Processing Package Address Data." We assume that you wish for us to include this project in the USPS Invention Sweep on a high priority basis. [However, if you wish to make it a special matter, please let us know.]

Would you like us to contact Ed Kuebert directly to set up a meeting with him and the other inventors for sometime next week (or would you rather coordinate the first meeting from your office)? Also, note that, except for the ICS matter, this will be our first Invention Sweep contact with the Engineering department, in case you would like to attend the first meeting.

Please let us know how you wish us to proceed.

Regards,
Erika

>>> LINDA PAINE-POWELL <LPAINEP@email.usps.gov>

6PM >>>

This relates to the email I forwarded a moment ago titled Invention by Dowling, Kuebert, etc.

Dowling is VP of Engineering and appears to be an inventor.

We need to move on this quickly and with your usual expertise and professionalism to the max!

REDACTED

We also need to show VP Dowling how little the patent process interferes with his staff's work and over time to show him how valuable it is--how worth the money, even when using other companies to develop USPS inventive ideas.

Also, just quickly, the Eng. dept. may be one of the hardest to convert away from the practice of freely disclosing ideas to the practice of protecting ideas--cost and interference with the conduct of business and with using others to develop USPS ideas seem to be the main concerns.

I have one email mroe to forward to you on this.

Forward Header

Subject: Re: URGENT-USPS ideas--e-commerce related

Author: William J. Dowling at ERD-SWD

Date:

I want a provisional on capturing address data during package creation and distribution, then moving that info forward, linking with the customer thru internet to determine delivery preferences. I suspect there is IP down already, this is one way to find out. If not it might give us a license fee from our competitors.

I'll discuss with Ed and Scott if you'll help us write it up.

Reply Separator

Subject: URGENT-USPS ideas--e-commerce related

Author: LINDA S PAINE-POWELL at WADC027L

Date: 1

On a fast track, using funding provided by Pete Jacobson, USPS attorneys are meeting with USPS employees to "capture" their inventive ideas into provisional patent applications. This is a significant step towards protecting USPS ideas, but one that should not hinder the progress of business or operations.

The focus is e-commerce and any systems that support, connect with, or use e-commerce services.

A provisional patent application is akin to a draft application. It must disclose the inventive idea and its reduction to practice, but does not need a formal specification and claims. Thus, it is quick to prepare and file.

Our process for capturing inventive ideas into provisional applications uses a minimum of the employee's time--usually just two meetings with the attorney and review of the completed provisional application.

REDACTED

With a provisional application on file, your staff can disclose the idea outside of USPS, if needed, knowing that the protection is in place. (If the idea is particularly valuable, it would be prudent to consider entering into an NDA, in addition to relying upon the provisional.)

USPS will have a year after the provisional applications are filed to formalize them into non-provisional/standard patent applications.

To meet our goal of filing the provisionals before the Postal Forum, we need to meet with your staff this week, if possible, or if not, then next week.

Unless we hear to the contrary from you, we plan to get the process started by contacting individuals on your staff that we have met with previously on other patent matters, such as Ed Kuebert and Larry Elyea. Please let us know who else we should contact and whether you would like a meeting with us about this.

Forwarded with Changes

From: William J. Dowling at ERD-SWD

Date: 'M

To: Li POWELL at WADC027L

Receipt Requested

*cc: Scott R Bombaugh at VAENGSP1

*cc: Edward J. Kuebert at MEVA008L

Subject: Re: URGENT--USPS ideas--e-commerce related

CC: "lionel.lavenue" <lionel.lavenue@finnegan.com>, "robert.converse" <robert.converse@finnegan.com>

REDACTED

Exhibit C

PROVISIONAL APPLICATION COVER SHEET

This is a request for filing a PROVISIONAL APPLICATION under 37 CFR 1.53(c).

Docket Number	08049.6229-00000	Type a plus sign (+) inside this box →	+
---------------	------------------	--	---

INVENTOR(s)/APPLICANT(s)

LAST NAME	FIRST NAME	MIDDLE INITIAL	RESIDENCE (CITY AND EITHER STATE OR FOREIGN COUNTRY)
U.S. POSTAL SERVICE			

TITLE OF INVENTION (280 characters max)

Flexible Package Delivery System

CORRESPONDENCE ADDRESS

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005
Telephone No. (202) 408-4000

ENCLOSED APPLICATION PARTS (check all that apply)

Specification *Number of Pages* Small Entity Statement
 Drawing(s) *Number of Sheets* Other (specify) _____

METHOD OF PAYMENT (check one)

<input type="checkbox"/> A check or money order is enclosed to cover the Provisional filing fees	PROVISIONAL FILING FEE
<input type="checkbox"/> The Commissioner is hereby authorized to charge filing fees and credit Deposit Account Number <u>06-0916</u>	

\$150.00

\$75.00 (small entity)

The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.

No.
 Yes, the name of the U.S. Government agency and the Government contract number are:

Respectfully submitted,

SIGNATURE _____

Date / /

TYPED OR PRINTED NAME William J. Brogan

REGISTRATION NO. 43,515

(If appropriate)

Additional inventors are being named on separately numbered sheets attached hereto.

PROVISIONAL APPLICATION FILING ONLY

6229

File Edit View Favorites Tools Help

Back Search Folders X Go

Address: V:\BROGAN\W\08049-ups\6229

Name	Size	Type	Date Modified
transcript1	64 KB	WPD File	9/1/2000 6:06 AM
application	18 KB	File	9/1/2000 7:55 AM
transcript	41 KB	WPD File	10/4/2000 3:36 PM
memo.to/file	15 KB	WPD File	10/6/2000 4:03 PM
Figs	59 KB	Visio 2000 Drawing	10/6/2000 4:14 PM
prov.appl.rev1	52 KB	WPD File	10/6/2000 5:05 PM
Letter with Draft Provisional	14 KB	WPD File	10/10/2000 2:31 PM
Kuebert Letter with Draft Provisional	14 KB	WPD File	10/10/2000 3:49 PM
Dowling Letter with Draft Provisional	14 KB	WPD File	10/10/2000 3:52 PM
Bombaugh Letter with Draft Provisional	13 KB	WPD File	10/10/2000 5:25 PM
prov.appl.rev2	40 KB	WPD File	10/13/2000 6:58 AM
cover.sheet	13 KB	WPD File	10/13/2000 9:31 AM
Appl Cover Letter	9 KB	WPD File	10/13/2000 12:42 PM
provisional postcard rev'd	8 KB	WPD File	10/13/2000 1:00 PM
postcard-10-13-00	8 KB	WPD File	10/13/2000 2:25 PM
LTC's fwd as Filed App	12 KB	WPD File	11/1/2000 1:57 PM
Ltr fwd As Filed Prov. App	11 KB	File	11/8/2000 2:02 PM
Dwing Ltr fwd As Filed Prov. App	12 KB	WPD File	11/8/2000 2:40 PM
Bomba Ltr fwd As Filed Prov. App	12 KB	WPD File	11/8/2000 2:40 PM
Kueb Ltr fwd As Filed Prov. App	12 KB	WPD File	11/8/2000 2:58 PM
Powell Ltr fwd As Filed Prov. App	12 KB	WPD File	11/9/2000 9:29 AM

start 1:21 PM

Name	Size	Type	Date Modified
0001 tape transcription	130 KB	File	6/3/2000 2:32 PM
lued.list	10 KB	WPD File	8/8/2000 5:17 PM
AMATO1	86 KB	WPD File	8/14/2000 7:46 AM
AMATO2	28 KB	File	8/14/2000 9:19 AM
provisional 6229 application form	12 KB	File	9/1/2000 7:07 AM
application	17 KB	File	9/1/2000 7:53 AM
6347.new.matter.form	128 KB	Microsoft Word Doc...	5/14/2002 3:00 PM
6360.new.matter.form	126 KB	Microsoft Word Doc...	5/14/2002 3:01 PM
6215.new.matter.form	127 KB	Microsoft Word Doc...	5/14/2002 3:02 PM
Im.hotel.fax	34 KB	Microsoft Word Doc...	5/22/2002 9:42 AM
July.Dock.Stat.Rep	53 KB	Microsoft Word Doc...	5/24/2002 9:27 AM
Aug.Dock.Stat.Rep	37 KB	Microsoft Word Doc...	7/29/2002 3:17 PM
Aug-Sept.Dock.Stat.Rep	54 KB	Microsoft Word Doc...	8/1/2002 2:19 PM
.0005.00304.publ	1,341 KB	Adobe Acrobat Doc...	9/10/2002 1:09 PM
.0003.00304.publ	1,341 KB	Adobe Acrobat Doc...	9/10/2002 1:14 PM
.0002.00304.publ	3,733 KB	Adobe Acrobat Doc...	9/10/2002 1:19 PM
3-01-02.ltc.re.problems	23 KB	Microsoft Word Doc...	10/9/2002 5:18 PM
4-16-02.ltc.re.problems	25 KB	Microsoft Word Doc...	10/9/2002 5:19 PM
1-11-02.ltc.re.problems	25 KB	Microsoft Word Doc...	10/9/2002 5:21 PM
2-22-02.ltc.re.problems	26 KB	Microsoft Word Doc...	10/10/2002 9:08 AM
.0773-00304.appl	2,338 KB	Adobe Acrobat Doc...	12/18/2002 12:55 PM
Feb-Mar-03.Dock.Stat.Rep	87 KB	Microsoft Word Doc...	1/27/2003 3:53 PM
Feb.Mar.Appl.Estimates	37 KB	Microsoft Word Doc...	1/30/2003 9:12 AM
PCT.appl.status.Rep	76 KB	Microsoft Word Doc...	1/30/2003 4:00 PM
Feb.Mar.Appl.Estimates.ver2	33 KB	Microsoft Word Doc...	1/30/2003 4:25 PM
Feb.Mar.NonAppl.Estimates	52 KB	Microsoft Word Doc...	2/3/2003 12:03 PM
April-May-03.Dock.Status.Rep	53 KB	Microsoft Word Doc...	3/31/2003 7:57 AM
April-May-03.Estimates	46 KB	Microsoft Word Doc...	3/31/2003 10:47 AM
Matters.list	23 KB	Text Document	7/2/2003 4:20 PM
USPS Inventory	202 KB	Microsoft Word Doc...	7/3/2003 2:13 PM
Aug-Dec.2003.Report	159 KB	Microsoft Word Doc...	7/31/2003 4:09 PM
es.sent.to.client.dec03.jen04.report	97 KB	Microsoft Word Doc...	12/1/2003 1:03 PM
estimates.tamp	22 KB	Microsoft Word Doc...	1/2/2004 6:22 AM
Feb.04.estimates	34 KB	Microsoft Word Doc...	2/5/2004 2:00 PM
April & May, 2004 USPS Docket Status Re...	120 KB	Microsoft Word Doc...	4/2/2004 2:06 PM

Exhibit D

Time Detail for 0941 William J. Brogan for 09/01/00 to 10/31/00				Page	7
Date	Client	Matter Description	Hours	Value	Seq#
			-----	-----	-----
Date Tot			9.10	1,638.00	
09/25/00		Preparation of estimate of money's expended thus far, per M. Reingold's request.	0.20	36.00	3646990
09/25/00		Revision of privilege log, preparation of documents for production in response to MIPS's second production request; teleconference with MIPS counsel A. Kappeler regarding the length of MIPS's reply brief; preparation of motion to strike MIPS's reply brief.	7.40	1,332.00	3646993
09/25/00		Preparation of new U.S. provisional application.	3.00	540.00	3646991
09/25/00		Timekeeping; email.	0.50	90.00	3646992
Date Tot			11.10	1,998.00	-----
09/26/00		Teleconference with J. Lindstrom regarding MIPS's reply brief; revision of privilege log; preparation of documents for production.	1.50	270.00	3646996
09/26/00		Preparation of new provisional U.S. application.	8.00	1,440.00	3646994
09/26/00		Timekeeping; email; voicemail.	0.20	36.00	3646995
Date Tot			9.70	1,746.00	-----
09/27/00		Preparation of correspondence with M. Reingold regarding withdrawing	0.20	36.00	3647002

REDACTED

Time Detail for 0941 William J. Brogan for 09/01/00 to 10/31/00					Page Seq#
Date	Client	Matter Description	Hours	Value	-----
09/27/00		application and costs to date; preparation of correspondence with M. Reingold regarding withdrawing application and costs to date.	0.20	36.00	3647001
09/27/00		Consideration of documents produced by MIRS in response to Lexis's second request for documents; revision of privilege log; preparation of documents for production; consideration of new '703 patent prior art.	5.60	1,008.00	3647000
09/27/00	08049	6220-00 Revision of new provisional U.S. application.	2.30	414.00	3646998
09/27/00	99001	0005-00 Timekeeping; 0.00 voicemail; email.	0.40	72.00	3646999
09/27/00	99001	0018-00 Attended foreign trainee/visitor reception.	1.00	180.00	3646997
Date Tot					9.70 1,746.00
09/28/00		00 Teleconference with B. Rebda regarding proposed response to office action.	0.20	36.00	3647008
09/28/00		Consideration of office action.	1.50	270.00	3647006
09/28/00		00 Revision of privilege log; preparation of documents for production; consideration of new '703 patent prior art.	0.20	36.00	3647007
09/28/00		00 Consideration of office action received from the U.S. Patent and Trademark Office.			

REDACTED

Firms Detail for 0941		William J. Brogan for 09/01/00 to 10/31/00	Page		
Date	Client	Matter Description	Hours	Value	Seq#
09/28/00	08049	10 Preparation for, travel to, and meetings with W. Gordon, J. Meiller, D. Close, and C. McLellan. Consideration of invention disclosures from same.	5.00	900.00	3647003
09/28/00	08049	6228-00 Revision of new U.S. provisional application.	0.80	144.00	3647004
09/28/00	99001	0005-00 Timekeeping; email.	0.40	72.00	3647005
Date Tot			8.10	1,458.00	
09/29/00		00 Preparation for teleconference with B. Hebdah, teleconference with B. Hebdah regarding proposed response to office action; revision of the proposed response.	1.50	270.00	3647009
09/29/00		10 Revision of privilege log; preparation of documents for production; consideration of new '703 patent prior art.	2.70	486.00	3647012
09/29/00	08049	6228-00 Revision of new provisional U.S. patent application.	2.30	414.00	3647010
09/29/00	99001	0005-00 Timekeeping; email; voicemail.	0.30	54.00	3647011
09/29/00	99001	0008-00 Attended training course regarding new patent prosecution rules.	2.00	360.00	3647013
Date Tot			8.80	1,584.00	
10/02/00		Preparation of correspondence with M. Reingold regarding cost of withdrawing application.	0.30	54.00	3669306

REDACTED

Time Detail for 0941	William J. Brogan for 09/01/00 to 10/31/00	Page 10	
Date	Client Matter Description	Hours Value	Seq#
10/02/00	00 Preparation of correspondence with M. Reingold regarding cost of withdrawing application.	0.30 54.00	3669305
10/02/00	0 Preparation of documents for production; consideration of 703 prior art.	1.10 198.00	3669302
10/02/00	00 Consideration of advisory action and allowable claims.	1.00 180.00	3669307
	Preparation, with J. Palk, for teleconference with M. Manley.		
10/02/00	08049 6228-00 Preparation of new provisional U.S. patent application.	1.20 216.00	3669300
10/02/00	08049 6232-00 Preparation of new provisional U.S. patent application.	2.70 486.00	3669299
10/02/00	08049 6233-00 Preparation of new provisional U.S. patent application.	0.60 108.00	3669304
10/02/00	08049 6234-00 Preparation of new provisional U.S. patent application.	0.70 126.00	3669303
10/02/00	99001 0005-00 Timekeeping: email.	0.50 90.00	3669301
10/02/00	99001 0011-00 Preparation for interview with candidate J. Palk.	2.50 450.00	3669308
Date Tot		10.90 1,962.00	
10/03/00	00 Preparation of correspondence with M. Reingold regarding cost of withdrawing application.	0.10 18.00	3669315
10/03/00	0 Preparation of correspondence with M. Reingold regarding cost of withdrawing	0.10 18.00	3669316

REDACTED

Time Detail for 0941			William J. Brogan for 09/01/00 to 10/31/00	Page	11
Date	Client	Matter Description	Hours	Value	Seq#
10/03/00		application. Consideration of potential '703 prior art. Preparation of opposing motion to MIPs's motion to exceed the page limit.	1.90	342.00	3669313
10/03/00	08049	0007-00 Teleconference with L. Payne-Powell regarding prioritizing provisional filings.	0.40	72.00	3669310
10/03/00	08049	6228-00 Revision of new U.S. Provisional application.	1.20	216.00	3669311
10/03/00	08049	6229-00 Preparation of new provisional U.S. application.	4.30	774.00	3669309
10/03/00	08049	6233-00 Preparation of new provisional U.S. application.	1.00	180.00	3669314
10/03/00	99001	0005-00 Timekeeping; email.	0.20	36.00	3669312
Date Tot			-----	-----	-----
10/04/00		Preparation of opposing motion to MIPs's motion to exceed the page limit.	0.20	36.00	3669319
10/04/00	08049	6229-00 Preparation of new provisional U.S. application.	2.80	504.00	3669317
10/04/00	99001	0005-00 Timekeeping; email; voicemail.	0.50	90.00	3669318
Date Tot			-----	-----	-----
10/05/00		-00 Conference with D. Baxam, R. Spedden, and J. Berkowitz regarding invention disclosure and patentability strategy.	2.50	450.00	3669321
10/05/00		Consideration of invention disclosure.	7.30	1,314.00	3669320
		Preparation of			

REDACTED

Time Detail for 0941	William J. Brogan for 09/01/00 to 10/31/00	Page 12			
Date	Client	Matter Description	Hours	Value	Page Seq#
000		opposing motion to MIPS's motion to exceed the page limit.	9.80	1,764.00	
Date Tot					
10/06/00	-00	Consider Office Action received from the U.S. Patent and Trademark Office and letter forwarding same to client.	0.10	54.00	3669328
10/06/00	00	Prepare and file Status Inquiry in the U.S. Patent and Trademark Office.	0.20	36.00	3669327
10/06/00		Prepare and forward correspondence to client reporting Status Inquiry reply from the U.S. Patent and Trademark Office.	0.20	36.00	3669326
10/06/00	-00	Preparation and forwarding of correspondence with M. Reingold reporting official filing receipt received from the U.S. Patent and Trademark Office.	0.10	18.00	3669323
10/06/00	-00	Revision of correspondence with M. Reingold regarding estimate of costs to date.	0.20	36.00	3669324
10/06/00	1	Revision of correspondence with M. Reingold regarding estimate of costs to date.	0.20	36.00	3669331
10/06/00	1	-00 Preparation of opposing motion to MIPS's motion to exceed the Page limit.	2.10	378.00	3669322
10/06/00	:	-00 Revision and	0.10	18.00	3669322

REBAC/TC

Time Detail for 0941 William J. Brogan for 09/01/00 to 10/31/00				Page 13	
Date	Client	Matter Description	Hours	Value	Seq#
		000 forwarding of correspondence with M. Manley regarding Advisory			-----
		Action received from the U.S. Patent and Trademark Office.			-----
10/06/00	08049	6229-00 Preparation of new provisional U.S. application.	5.00	900.00	3669329
10/06/00	99001	0005-00 Timekeeping; 000 email.	0.20	36.00	3669330
Date Tot			8.60	1,548.00	-----
10/09/00	08049	6229-00 Preparation of new U.S. provisional application.	6.50	1,170.00	3669332
10/09/00	99001	0044-00 Columbus day. 000	8.00	1,440.00	3669333
Date Tot			14.50	2,610.00	-----
10/10/00	1	-00 Preparation and forwarding of email correspondence with D. Baxam and R. Spedden regarding conflict check.	0.50	90.00	3669339
		Consideration of invention disclosure and preparation for patentability search regarding same.			-----
10/10/00	00	Revision and forwarding of correspondence with M. Reingold regarding cost estimate to withdraw application.	0.10	18.00	3669338
10/10/00	1	0 Revision and forwarding of correspondence with M. Reingold regarding cost estimate to withdraw application.	0.10	18.00	3669337

REDACTED

Time Detail for 0941	William J. Brogan for 09/01/00 to 10/31/00	Page	14			
Date	Client	Matter Description	Hours	Value	Seq#	-----
10/10/00		10 Consideration of possible prior art for the '703 patent preparation of documents for production to MIPs.	2.00	360.00	3669336	
10/10/00		00 Preparation of memorandum closing file 07752.0006 because the application is being prosecuted by another law firm.	0.10	18.00	3671932	
10/10/00		00 Preparation of memorandum closing file 07752.0007 because the application is being prosecuted by another law firm.	0.10	18.00	3671931	
10/10/00		00 Preparation of memorandum closing file because the application is being prosecuted by another law firm.	0.10	18.00	3671933	
10/10/00		00 Preparation of memorandum closing file because the application is being prosecuted by another law firm.	0.10	18.00	3671934	
10/10/00		00 Preparation of memorandum closing file because the application is being prosecuted by another law firm.	0.10	18.00	3671935	
10/10/00		-0 Conference with J. Berkowitz regarding inventive subject matter.	0.40	72.00	3669340	

REDACTED

REDACTED

Preparation of memorandum regarding closing file because subject matter was

Time Detail for 0941	William J. Brogan for 09/01/00 to 10/31/00	Page			
Date	Client	Matter Description	Hours	Value	Seq#
10/10/00	---	disclosed in a previous application.	72.00	3669341	-----
		Conference with J. Serkowitz regarding inventive subject matter.			
10/10/00	08049	6229-00 Revision of new U.S. provisional application.	4.10	738.00	3669334
		Preparation of cover letter to U.S. Patent and Trademark Office for same.			
		Preparation of correspondence with E. Kueberr, S. Bombaugh, and W. Dowling regarding review of the application.			
10/10/00	990001	0005-00 Timekeeping; email.	0.20	36.00	1669335

10/11/00	08049	6229-00 Revision and forwarding of new U.S. provisional patent application to E. Kueberr, S. Bombaugh, and W. Dowling. Revision and forwarding of correspondence	0.60	108.00	3669342

		Date Tot			

REDACTED

REDACTED

Time Detail for 0941	William J. Brogan for 09/01/00 to 10/31/00	Page 16		
Date	Client Matter Description	Hours	Value	Seq#
-----	-----	-----	-----	-----
10/11/00	93001 0005-00 Timekeeping, email.	0.30	54.00	3669343
Date Tot		9.80	1,764.00	
10/12/00	10 Preparation of status inquiry regarding petition to withdraw abandonment, for filing in the U.S. Patent and Trademark Office.	0.30	54.00	3669352
	10 Patentability search.	0.70	126.00	3669345
10/12/00	10 Teleconference with M. Reingold regarding withdrawal of application; preparation and forwarding of email correspondence regarding same.	0.40	72.00	3669347
10/12/00	1 0 Preparation of correspondence with A. Peyer regarding foreign filing rights and deadlines.	0.30	54.00	3669354
10/12/00	1 0 Consideration of office action received from the U.S. Patent and Trademark Office. Preparation of proposed response to same.	1.00	180.00	3669346
10/12/00	1 0 Preparation of stipulation to MIPSA amended complaint.	4.40	792.00	3669348
10/12/00	1 1 Consideration of privilege log; consideration of new possible prior art for the '703 patent.	0.20	36.00	3669353

REDACTED

Date	Client	Matter Description	Hours	Value	Page	Ref#
		reference and determination of materiality for Information Disclosure Statement purposes.	0.20	36.00	17	3669350
10/12/00		000 status inquiry for filing in the U.S. Patent and Trademark Office.	0.20	36.00	1669351	
10/12/00		0 Preparation of status inquiry for filing in the U.S. Patent and Trademark Office.	0.20	36.00	1669349	
10/12/00	0	0 Declaration and assignment for filing in the U.S. Patent and Trademark Office.	0.30	54.00		
			0.00	1,440.00		
10/13/00		0 Revision of petition status inquiry. Preparation of correspondence with Mr. Shiga regarding status inquiry.	0.20	36.00	3671937	
10/13/00		0 Teleconference with search firm regarding patentability search.	0.10	16.00	3669357	
10/13/00		0 Teleconference with B. Habda regarding proposed response to office action.	0.20	36.00	3671936	
10/13/00		0 Preparation of proposed response to office action received from the U.S. Patent and Trademark Office.	0.60	108.00	3669358	
10/13/00		0 Preparation of stipulation to NIPS's amended complaint, teleconference	2.50	450.00	3669359	

REDACTED

Time Detail for 0941 William J. Brogan for 09/01/00 to 10/31/00			Page 18		
Date	Client	Matter Description	Hours	Value	Seq#
		with P. Hays regarding same and the Lx8000; revision of privilege log; consideration of new possible prior art for the '703 patent.	0.30	54.00	3671938
10/13/00		00 Preparation of correspondence with S. Theobalous regarding duty of disclosure.	2.50	450.00	3669355
		08049 6229-00 Revision and filing of new U.S. provisional patent application in the U.S. Patent and Trademark Office.	0.60	108.00	3669356
		00 Timekeeping; email; file checks.	0.70	126.00	3669360
10/13/00		00 Preparation for and interview with summer associate candidate D. Oro.	7.70	1,386.00	
		Date Tot			
10/16/00		10 Teleconference with D. Baxxam regarding patentability search.	0.20	36.00	3688280
		10 Consideration of references cited by examiner in office action. Preparation of proposed response to the office action.	5.60	1,008.00	3688279
10/16/00		1 Teleconference with J. Lindstrom regarding Lx8000 stipulation and summary judgement.	1.50	270.00	3688277
10/16/00		1 Preparation of application review copies for, and correspondence with, J. Buie and L. Keefe, per R. Garey.	0.20	36.00	3688276

REDACTED

EXHIBIT E



UNITED STATES PATENT AND TRADEMARK OFFICE

REC/DDM/BAP

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
--------------------	-------------	--------------	---------------	----------------	----------	------------	------------

60/239,926

10/13/2000

200 08049.6229-

00000

2

RECEIVED

AUG 8 2001

22852
 FINNEGAN, HENDERSON, FARABOW, GARRETT &
 DUNNER LLP
 1300 I STREET, NW
 WASHINGTON, DC 20005

FINNEGAN, HENDERSON,
 FARABOW, GARRETT & DUNNER, LLP.

CONFIRMATION NO. 8845

UPDATED FILING RECEIPT



OC000000006380997

Date Mailed: 08/03/2001

Receipt is acknowledged of this provisional Patent Application. It will not be examined for patentability and will become abandoned not later than twelve months after its filing date. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Edward J. Kuebert, Warrenton, VA;
 Scott R. Bombaugh, Burke, VA;
 William J. Dowling, Reston, VA;

If Required, Foreign Filing License Granted 11/25/2000

Projected Publication Date: N/A

Non-Publication Request: No

Early Publication Request: No

Title

Flexible parcel delivery system and method

Data entry by : SOUNANNARATH, LINDA

Team : OIPE

Date: 08/03/2001



REC
 8/6/01
 JF

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231